

**Senate Bill No. 1597**

**CHAPTER 73**

An act to add Section 41136.1 to the Revenue and Taxation Code, relating to taxation.

[Approved by Governor July 12, 2006. Filed with  
Secretary of State July 12, 2006.]

**LEGISLATIVE COUNSEL'S DIGEST**

SB 1597, Denham. Taxation: Emergency Telephone Users Surcharge Act.

The Emergency Telephone Users Surcharge Act requires any person supplying intrastate telephone communication services, as specified, in the state to collect a surcharge imposed on amounts paid by every person in the state for intrastate telephone communication service. It requires the Department of General Services to annually determine a surcharge rate that it estimates will produce sufficient revenue to fund the current fiscal year's costs, but prohibits the surcharge rate in any year to be greater than  $\frac{3}{4}$  of 1% nor less than  $\frac{1}{2}$  of 1%. It establishes the State Emergency Telephone Number Account into which the payments made pursuant to the act are deposited. It requires, upon appropriation, funds in the account to pay, among other things, bills submitted to the department by service providers or communications equipment companies for the installation of, and ongoing expenses for, specified communication services.

This bill would provide that, for each fiscal year, the department will hold in trust money in the State Emergency Telephone Number Account, not appropriated for an authorized purpose, for future appropriation for upcoming, planned "911" emergency number system projects that have been approved by the department, even if the projects have not yet commenced.

*The people of the State of California do enact as follows:*

SECTION 1. Section 41136.1 is added to the Revenue and Taxation Code, to read:

41136.1. For each fiscal year, moneys in the State Emergency Telephone Number Account not appropriated for a purpose specified in Section 41136 shall be held in trust for future appropriation for upcoming, planned "911" emergency telephone number projects that have been

approved by the Department of General Services, even if the projects have not yet commenced.

O